

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 * * *

4 Melvin Jr. Bailey,

5 Plaintiff,

6 v.

7 Nevada Parole & Probation, et al.,

8 Defendants.
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Case No. 2:22-cv-01822-GMN-BNW

REPORT AND RECOMMENDATION

11 The Court previously screened Plaintiff's complaint, dismissed Plaintiff's complaint
12 without prejudice, and ordered Plaintiff to file an amended complaint (if he so chose). *See* ECF
13 No. 3. Plaintiff was given until December 21, 2022 to amend his complaint. *Id.* at 3. The Court
14 advised Plaintiff that if he did not file an amended complaint by this date, the Court would
15 recommend that this case be dismissed. *Id.* The Court subsequently extended Plaintiff's time to
16 file an amended complaint to March 17, 2023 and again advised that failure to file an amended
17 complaint by this date may result in a recommendation that his case be dismissed. ECF No. 17.
18 Since this order, Plaintiff has not filed anything in his case. Accordingly, he appears to have
19 abandoned his case.

20 IT IS THEREFORE RECOMMENDED that Plaintiff's case be dismissed without
21 prejudice and this case closed.

22 IT IS FURTHER RECOMMENDED that Plaintiff's motion to expedite trial (ECF No. 6)
23 be denied as moot.
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NOTICE

25 This report and recommendation is submitted to the United States district judge assigned
26 to this case under 28 U.S.C. § 636(b)(1). A party who objects to this report and recommendation
27 may file a written objection supported by points and authorities within fourteen days of being
28

1 served with this report and recommendation. Local Rule IB 3-2(a). Failure to file a timely
2 objection may waive the right to appeal the district court's order. *Martinez v. Ylst*, 951 F.2d 1153,
3 1157 (9th Cir. 1991).

4 DATED: April 17, 2023

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BRENDA WEKSLER
7 UNITED STATES MAGISTRATE JUDGE
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